

1 A bill to be entitled
 2 An act relating to voyeurism; amending s. 810.14, F.S.;
 3 prohibiting secretly viewing, for specified purposes,
 4 either under or through the clothing being worn by another
 5 person without that person's knowledge or consent in order
 6 to view the body of, or the undergarments worn by, that
 7 person; providing penalties; providing an effective date.

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 9 Be It Enacted by the Legislature of the State of Florida:

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 11 Section 1. Section 810.14, Florida Statutes, is amended to
 12 read:

13 810.14 Voyeurism prohibited; penalties.--

14 (1) A person commits the offense of voyeurism if that
 15 person:

16 (a) ~~when he or she,~~ With lewd, lascivious, or indecent
 17 intent, secretly observes another person when the other person
 18 is located in a dwelling, structure, or conveyance and such
 19 location provides a reasonable expectation of privacy; or

20 (b) For amusement, entertainment, or sexual arousal or
 21 gratification, secretly views either under or through the
 22 clothing being worn by another person without that person's
 23 knowledge or consent in order to view the body of, or the
 24 undergarments worn by, that person.

25 (2) A person who violates this section commits a
 26 misdemeanor of the first degree for the first violation,
 27 punishable as provided in s. 775.082 or s. 775.083.

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28 | (3) A person who violates this section and who has been
29 | previously convicted or adjudicated delinquent two or more times
30 | of any violation of this section commits a felony of the third
31 | degree, punishable as provided in s. 775.082, s. 775.083, or s.
32 | 775.084.

33 | (4) For purposes of this section, a person has been
34 | previously convicted or adjudicated delinquent of a violation of
35 | this section if the violation resulted in a conviction sentenced
36 | separately, or an adjudication of delinquency entered
37 | separately, prior to the current offense.

38 | Section 2. This act shall take effect October 1, 2009.